

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: George Hay

Attorney Docket No.: EZESP013

Application No.: 10/827,120

Examiner: unknown

Filed: April 15, 2004

Group: unknown

Title: HIGH SOLIDS CLOSED-LOOP
PRESSURE WASHER SYSTEM

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail on September 14, 2004 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Signed: _____

Deborah Neill

**DECLARATION OF FACTS IN SUPPORT OF APPLYING ON BEHALF
OF NONSIGNING INVENTOR
Pursuant to 37 C.F.R. § 1.47 (b)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This declaration is made as to the facts that are relied upon to establish the *bona fide* effort made to secure the execution of the Declaration for the above-identified patent application by the nonsigning inventor. This declaration is being made by the available person having first-hand knowledge of the facts recited therein.

I, Michael L. Louie, do hereby declare that:

1. I am a patent attorney who prepared and filed the above referenced application.
2. On about May, 2002, Applicant EZ Environmental Solutions Corporation (hereinafter "EZ Corp.") entered into an amicable working relationship with FMT, Inc. (hereinafter "FMT") of Findlay, OH, the employer of Inventor George H. Hay, to design, develop and manufacture Pressure Island products. During this relationship, George H. Hay (hereinafter "Mr. Hay")

consummated the invention embodied in the above-identified patent application, which Mr. Hay and FMT agreed to assign to EZ Corp.

3. On March 7, 2003, I forwarded a draft of the patent application to Mr. Raymond Niedzwiecki, Chief Engineer with EZ Corp, for review (Exhibit A). Mr. Niedzwiecki then forwarded the Draft to Mr. Hay somewhere just before April 9, 2003, as exhibited in an email from Mr. Niedzwiecki to Mr. Hay in Exhibit B.

4. Somewhere between April 9, 2003 and about June 19, 2003, a first final Draft of the patent application was forwarded to Mr. Hay along with the formal filing documents for execution thereof by him. Unfortunately, copies of the original transmittal letter, unexecuted Declaration and Power of Attorney, and unexecuted Assignment were apparently discarded.

5. I did receive, however, a revised draft of the patent application by Mr. Hay, along with an executed Assignment and an executed Declaration and Power of Attorney. This application was not filed with the Patent and Trademark office since Mr. Hay had made some minor handwritten changes to the patent application without initialing and dating his changes. Unfortunately, the executed Declaration and Power of Attorney were discarded since the patent application required re-execution of the Declaration. The executed Assignment, however, was not, a copy of which is provided here as Exhibit C.

6. On July 11, 2003, I sent a second Final Draft of the patent application to Mr. Hay along with the formal filing documents for re-execution thereof (Exhibit D) which included the transmittal letter, the Declaration and Power of Attorney, and the Assignment to EZ Corp. These documents were sent by Federal Express to Mr. Hay at his resident address, as exemplified by the copy of the shipping label (Exhibit E).

7. On November 10, 2003, I resent the second Final Draft of the patent application to Mr. Hay along with the formal filing documents for re-execution thereof (Exhibit F) which again included the transmittal letter, the Declaration and Power of Attorney, and the Assignment to EZ Corp. These documents were again sent by Federal Express to Mr. Hay at his resident address, as exemplified by the copy of the shipping label (Exhibit G).

8. On April 12, 2004, I again resent the second Final Draft of the patent application to Mr. Hay along with the formal filing documents for re-execution thereof (Exhibit H) which only included the transmittal letter and the Declaration and Power of Attorney. These documents were again sent by Federal Express to Mr. Hay, but this time to his work address at FMT, as exemplified by the copy of the shipping label (Exhibit I)

9. From about September, 2003 to April 15, 2004, I repeatedly called Mr. Hay at his work telephone number of (800) 878-8011 (Exhibit J). Except on one occasion, I always received his voice mail, at which I left a message regarding execution of the formal filing documents. On one occasion, his assistant answered the phone. I explained to her the situation which she said she would forward this information directly to Mr. Hay. He never returned my call.

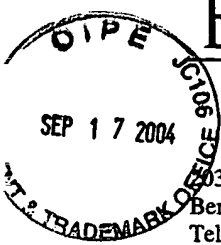
10. Between about February 2004 to about April 13, 2004, I contacted Mr. Joseph G. Tobia, Chief Financial Officer and Vice President of Operations of the Applicant, EZ Environmental Solutions Corporation, about my lack of success contacting Mr. Hay. Mr. Tobia said he would attempt to contact Mr. Hay, and also informed me the relationship between FMT and EZ Corp. had not been amicable for some time, and that they were no longer working together in their former capacity.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



Michael L. Louie
Reg. No. 36,988

Dated: September 14, 2004



B EYER W E A V E R & T H O M A S, L L P

INTELLECTUAL PROPERTY LAW

3030 Addison Street, Seventh Floor
Berkeley, CA 94704
Telephone: (510) 843-6200
Facsimile: (510) 843-6203
www.beyerlaw.com

March 7, 2003

Raymond Neidzwiecki
Chief Engineer
EZ Environmental Solutions Corporation
3345 Edison Way
Menlo Park, CA 94025

Re: Patent Application Entitled: **High Solids Closed-Loop Pressure Washer System**
Our File: EZESP013

Dear Raymond:

Enclosed for your review is a draft of the above-identified patent application together with informal versions of our proposed drawings. The draft may include several blanks, which I trust are relatively self-explanatory so that you can readily fill in the required information. Please review the application to ensure that:

- (1) it contains an accurate and complete written description of the invention;
- (2) it sets forth sufficient detail to enable one skilled in the art to which it pertains to make and use the invention; and
- (3) it discloses the best known mode of practicing the invention (*i.e.*, the preferred way of making and using the invention).

To the extent possible, please make any changes to the application as you would like them to appear in the final version. When you have finished reviewing the application, please return the marked-up version of the draft. After we have received your comments and made any appropriate revisions, we will prepare the final version which will be forwarded for your review, together with the formal papers that you will need to execute.

Steve D Beyer
Jeffrey K. Weaver
C. Douglass Thomas
James E. Austin
Joseph M. Villeneuve
Jonathan O. Scott
Michael B. Lee

Michael J. Ferrazano
Mary R. Olynick
Elise R. Heilbrunn
Phillip P. Lee
Russell N. Swerdon
Francis T. Kalinski, II
Godfrey K. Kwan
Morgan E. Malino*
Debra Norman

Of Counsel
Keiichi Nishimura
Michael L. Louie
James W. Rose

Reg. Patent Agents
Ramin Mahboubian
William J. Plut
Quin C. Hoellwarth
David P. Olynick
Haruo Yawata

Engineers
Karen McSwain

**Not admitted in
California*

EXHIBIT A

Please note that by law this application (as filed) will be published in the U.S. at 18 months from the earliest priority date. If the application will not be filed internationally, you may choose to request nonpublication, but this request **must** be made upon filing the application. You also have options of early publication and republication, but as these issues are complex, please telephone us should you have any questions on any aspect of publication.

We have a duty to disclose the most pertinent prior art of which you are aware to the Patent and Trademark Office. If you can think of any pertinent references or patents, or any similar existing technology, please let us know. The duty to disclose prior art continues until the patent actually issues; if you become aware of other prior art in the future, please let us know.

Very truly yours,

BEYER WEAVER & THOMAS, LLP

A handwritten signature in black ink, appearing to read "Michael L. Louie".

Michael L. Louie

MLL/dn

Enclosures

GUIDE TO REVIEW OF YOUR APPLICATION

Your review of this patent application should not be limited to ensuring that the description is correct from a technical point of view. There are several issues you must consider so that we can be certain a valid patent will ultimately be obtained. The important questions you should consider are listed below.

1. You have an obligation to disclose the best way of making and using your invention in the application. Are you aware of anything that could make your invention "better" which we have not disclosed?
2. Who contributed to conception of the claimed ideas? If we have not included an inventor, please add their name, etc. On the other hand, be sure we have not listed anyone who did not contribute to conception of the ideas recited in the claims. If you have any questions about who should be properly named, we should discuss this issue.
3. Could someone readily make and use the invention based only upon the patent application? If not, we should include further technical details about your invention.
4. Do the broad claims (especially claim 1) have any unnecessary limitations, i.e., could someone use your invention without using an element of the claims? On the other hand, does claim 1 include at least one element which was not found in previous devices/methods?
5. Are there any related patents, papers, or other public materials of which you and the other inventors are aware? Failure to disclose pertinent prior art to the Examiner could invalidate the entire patent. Note that you will have a continuing obligation to bring pertinent prior art to the Examiner's attention even after we file the application. Please note further that we have drafted the claims broadly based on the prior art of which we are aware. Consider whether you are aware of additional art which is pertinent in view of the breadth of the claims. If you do not understand the scope of the claims clearly, please contact us and we will be glad to discuss this issue further.
6. Has there arguably been any non-experimental disclosure or use of the invention, or any offer for sale of the invention more than one year ago? If so, it will be necessary to bring this to the Examiner's attention.
7. Were any of the claimed ideas developed while working on a government contract? If so, we will need to disclose this information.

WHO IS AN INVENTOR?

A patent application contains a detailed description (text and drawings) of the preferred design of the product which is the subject of the invention. In a corporate research environment, there may be one or many individuals who will have some material input into the design which is described in the patent application.

Following the detailed description in the application are a number of claims, which define the invention which is to be protected by the patent. It is these claims which have legal significance -- the detailed description merely sets the stage for the claims.

An individual is an inventor if he or she made a material contribution to what is set forth as the invention in one or more of the claims. It is very helpful to have such contributions documented and dated. The fact that an individual may have made a contribution to the design set forth in the detailed description does not constitute inventorship if that particular aspect of the design is not set forth in the claims.

An individual is an inventor if that individual originally suggests an aspect being claimed. Other types of contributions, such as suggesting that a prior concept is unworkable, promoting the original thought of another, or modifying the original thought of another in a manner not claimed as invention, may be valuable contributions, and perhaps even more valuable than originating the concept, but it is only the originator of an aspect claimed who is specified as an inventor.

Many inventions are the joint inventions of two or more inventors. Each person named as an inventor in a joint patent application need not have contributed something to each claim.

From: "Raymond Niedzwiecki" <Raymond@pressureisland.com>
To: <mlouie@beyerlaw.com>
Date: 4/9/03 1:16PM
Subject: FW: BIG Island patent

Michael:

Here is the information from George Hay.

Raymond

-----Original Message-----

From: George Hay [mailto:ghay@fmtinc.com]
Sent: Wednesday, April 09, 2003 12:22 PM
To: Raymond Niedzwiecki
Subject: RE: BIG Island patent

Yes, I received it yesterday and will review this week. The only inventor from FMT is little old me.

George H. Hay
2242 Windsong Drive
Findlay, OH 45840

US Citizen

-----Original Message-----

From: Raymond Niedzwiecki [mailto:Raymond@pressureisland.com]
Sent: Wednesday, April 09, 2003 2:40 PM
To: George Hay
Cc: Joe Tobia; Howard Kosofsky
Subject: BIG Island patent

George:

Have you received the Patent package yet?

Our attorneys would like to file this package before the end of next week. We need the names of all of the inventors that you would like to add to this application, their addresses and citizenship.

PLease let me know where we stand with this.

Thank you.

Raymond

CC: "Joe Tobia" <JoeTobia@pressureisland.com>

EXHIBIT B

ASSIGNMENT OF PATENT APPLICATION

Whereas I, an undersigned inventor, have invented certain new and useful improvements as set forth in the patent application entitled:

HIGH SOLIDS CLOSED-LOOP PRESSURE WASHER SYSTEM

(Atty. Docket No. EZESP013), (check one)

- ☒ for which I have executed a U.S. patent application on even date herewith. (Accompanying)
☐ which bears U.S. application No. _____. (Not accompanying)
☐ which is a U.S. provisional application. (Accompanying)

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I, an undersigned inventor, hereby:

- 1) Sell, assign and transfer to **EZ Environmental Solutions Corporation**, a California corporation having a place of business at 3345 Edison Way, Menlo Park, California 94025 ("ASSIGNEE"), the entire right, title and interest in any and all improvements and inventions disclosed in, applications based upon, and patents granted upon (including foreign patents and the right to claim priority), the above-referenced application.
- 2) Authorize and request the Commissioner of Patents to issue any and all United States Patents resulting from said application or any division, continuation, substitute, renewal, re-examination or reissue thereof to the ASSIGNEE.
- 3) Agree to execute all papers and documents and, entirely at the ASSIGNEE's expense, perform any acts which are reasonably necessary in connection with the prosecution of said application, as well as any derivative applications thereof, foreign applications based thereon, and/or the enforcement of patents resulting from such applications.
- 4) Agree that the terms, covenants and conditions of this assignment shall inure to the benefit of the ASSIGNEE, its successors, assigns and other legal representatives, and shall be binding upon the inventor, as well as the inventor's heirs, legal representatives and assigns.
- 5) Warrant and represent that I have not entered and will not enter into any assignment, contract, or understanding that conflicts with this assignment.
- 6) Authorize and request my attorney/agent to insert above the application No. in order to assist with recordal of this assignment.

Signed on the date indicated beside my signature.

1) Signature: George H. Hay
Typed Name: George H. Hay

Date: 6-19-03

EXHIBIT C



BAYER WEAVER & THOMAS, LLP

INTELLECTUAL PROPERTY LAW

2630 Addison Street, Seventh Floor
Berkeley, CA 94704
Telephone: (510) 843-6200
Facsimile: (510) 843-6203
www.beyerlaw.com

July 11, 2003

Via Federal Express

George Hay
2242 Windsong Drive
Findlay, OH 45840

Re: U.S. Patent Application Entitled: **High Solids Closed-Loop Pressure Washer System**
Our File: EZESP013

Dear George:

Thank you for your comments concerning the above-referenced patent application. We have now revised the application in accordance with your comments.

At this time it is necessary to sign the enclosed standard forms. One form is a Declaration and Power of Attorney form, and the other form is an assignment of rights to EZ Environmental Solutions Corporation. After your final read through of the patent application (assuming no additional changes are needed), please ask George to read and then sign and date each of the enclosed forms by his name. Please sign the Declaration first, and then the Assignment. These documents can be dated for the same day, but the Declaration cannot be dated after the Assignment. Because of this, we require re-execution of the Assignment you previously executed. Afterwards, please return the application together with the executed documents so that we may file them with the U.S. Patent and Trademark Office.

Steve D Beyer
Jeffrey K. Weaver
C. Douglass Thomas
James E. Austin
Joseph M. Villeneuve
Jonathan O. Scott
Michael B. Lee
Mary R. Olynick

Michael J. Ferrazano
Elise R. Heilbrunn
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Russell N. Swerdon
Francis T. Kalinski, II
Godfrey K. Kwan
Morgan E. Malino*
Roger S. Sampson
Damon K. Kali
Stephanie L. Kwan
Justin A. White
Jon Y. Ikegami

Of Counsel

Michael L. Louie
Lauren L. Stevens
Keiichi Nishimura
James W. Rose
Henry K. Woodward
Reginald J. Suyat
William J. Egan

Reg. Patent Agents

Ramin Mahboubian
Quin C. Hoellwarth
David P. Olynick
Haruo Yawata
Desmund Gean

Engineers

Karen McSwain

**Not admitted in California*

EXHIBIT D

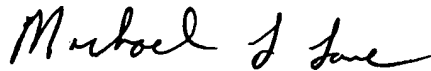
Raymond Neidzwiecki
July 11, 2003
Page 2 of 2

Attorney Docket No.: EZESP013

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Finally, we would again like to remind you of our duty to disclose the most pertinent prior art of which you are aware to the Patent and Trademark Office. If you can think of any pertinent references or patents, or any similar existing technology, please let us know. The duty to disclose prior art continues until the patent actually issues; if you become aware of other prior art in the future, please let us know.

Best regards,
BEYER WEAVER & THOMAS, LLP

A handwritten signature in cursive script, appearing to read "Michael L. Louie".

Michael L. Louie

MLL/dn
Enclosures

DECLARATION AND POWER OF ATTORNEY FOR ORIGINAL U.S. PATENT APPLICATION

Attorney's Docket No. EZESP013

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **HIGH SOLIDS CLOSED-LOOP PRESSURE WASHER SYSTEM** the specification of which,

- (check one)
1. ☒ is attached hereto.
 2. ☐ was filed on _____ as
U.S. Application No. _____
and was amended on _____.
 3. ☐ was filed on _____ as
International PCT Application No. _____
and was amended on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, CFR § 1.56.

Prior Foreign Application(s)

I hereby claim foreign priority benefits under Title 35, United States code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

			Priority Benefits Claimed?
			Yes ___ No ___
_____ (Application No.)	_____ (Country)	_____ (Filing Date)	
_____ (Application No.)	_____ (Country)	_____ (Filing Date)	Yes ___ No ___

Provisional Application(s)

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

60/463,515 (Application No.)	April 15, 2003 (Filing Date)
_____ (Application No.)	_____ (Filing Date)

Prior U.S. Application(s)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

_____ (Application No.)	_____ (Filing Date)	_____ (Status - patented, pending, abandoned)
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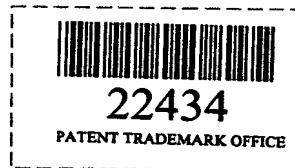
_____ (Application No.)	_____ (Filing Date)	_____ (Status - patented, pending, abandoned)
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Power of Attorney

And I hereby appoint the law firm of **Beyer Weaver & Thomas, LLP** and all practitioners who are associated with the Customer Number 022434 as my principal attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Direct Correspondence To:

Customer Number: 022434



Direct Telephone Calls To:

Michael L. Louie at telephone number (510) 843-6200

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Typewritten Full Name of

Sole or First Inventor: George H. Hay

Citizenship: United States

Inventor's signature: _____

Date of Signature: _____

Residence: (City) Findlay

(State/Country) Ohio, USA

Post Office Address: 2242 Windsong Drive, Findlay, Ohio 45840

ASSIGNMENT OF PATENT APPLICATION

Whereas I, an undersigned inventor, have invented certain new and useful improvements as set forth in the patent application entitled:

HIGH SOLIDS CLOSED-LOOP PRESSURE WASHER SYSTEM

(Atty. Docket No. EZESP013), (check one)

- ☒ for which I have executed a U.S. patent application on even date herewith. (Accompanying)
☐ which bears U.S. application No. _____. (Not accompanying)
☐ which is a U.S. provisional application. (Accompanying)

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I, an undersigned inventor, hereby:

- 1) Sell, assign and transfer to **EZ Environmental Solutions Corporation**, a California corporation having a place of business at 3345 Edison Way, Menlo Park, California 94025 ("ASSIGNEE"), the entire right, title and interest in any and all improvements and inventions disclosed in, applications based upon, and patents granted upon (including foreign patents and the right to claim priority), the above-referenced application.
- 2) Authorize and request the Commissioner of Patents to issue any and all United States Patents resulting from said application or any division, continuation, substitute, renewal, re-examination or reissue thereof to the ASSIGNEE.
- 3) Agree to execute all papers and documents and, entirely at the ASSIGNEE's expense, perform any acts which are reasonably necessary in connection with the prosecution of said application, as well as any derivative applications thereof, foreign applications based thereon, and/or the enforcement of patents resulting from such applications.
- 4) Agree that the terms, covenants and conditions of this assignment shall inure to the benefit of the ASSIGNEE, its successors, assigns and other legal representatives, and shall be binding upon the inventor, as well as the inventor's heirs, legal representatives and assigns.
- 5) Warrant and represent that I have not entered and will not enter into any assignment, contract, or understanding that conflicts with this assignment.
- 6) Authorize and request my attorney/agent to insert above the application No. in order to assist with recordal of this assignment.

Signed on the date indicated beside my signature.

1) Signature: _____ Date: _____
Typed Name: George H. Hay

From: MICHAEL L. LOUIE (510)843-6200
BEYER, WEAVER & THOMAS, LLP
2030 ADDISON STREET
SEVENTH FLOOR
BERKELEY, CA, 94704

REVENUE BARCODE



FedEx.

To: George Hay (510)843-6200

2242 Windsong Drive

Findlay, OH, 45840

Ref: EZESP013

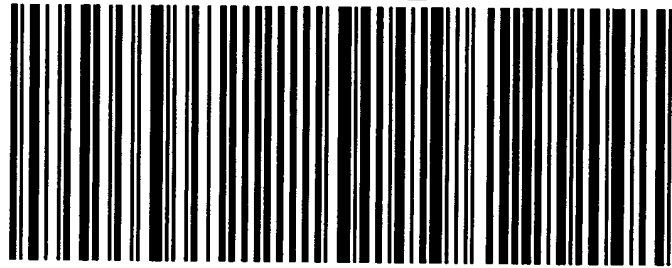
SHIP DATE: 11JUL03
WEIGHT: 1 LBS

DELIVERY ADDRESS BARCODE(FEDEX-EDR)

FedEx ** 2DAY **

TRK # 7929 2686 6423 FORM 6201

45840-OH-US

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SH TOLATUE
AADeliver by:
15JUL03

Shipping Label: Your shipment is complete

[Cancel shipment](#) [Edit shipment information](#) [Process another shipment](#)[Go to](#)

1. Use the 'Print' feature from your browser to send this page to your laser or inkjet printer.
2. Fold the printed page along the horizontal line.
3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

Warning: Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.

Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on fedex.com. FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$500, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.

EXHIBIT E

BEYER WEAVER & THOMAS, LLP

INTELLECTUAL PROPERTY LAW

SEP 17 2004 030
Addison Street, Seventh Floor
Berkeley, CA 94704
Telephone: (510) 843-6200
Facsimile: (510) 843-6203
www.beyerlaw.com

November 10, 2003

Via Federal Express

George Hay
2242 Windsong Drive
Findlay, OH 45840

Re: U.S. Patent Application Entitled: **High Solids Closed-Loop Pressure Washer System**
Our File: EZESP013

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Phillip P. Lee
Russell N. Swerdon
Francis T. Kalinski, II
Godfrey K. Kwan
Morgan E. Malino*
Roger S. Sampson
Damon K. Kali
Stephanie L. Kwan
Justin A. White
Jon Y. Ikegami

Of Counsel
Michael L. Louie
Lauren L. Stevens
Keiichi Nishimura
James W. Rose
Henry K. Woodward
Reginald J. Suyat
William J. Egan

Reg. Patent Agents
Ramin Mahboubian
Quin C. Hoellwarth
David P. Olynick
Haruo Yawata
Desmund Gean

Engineers
Karen McSwain

**Not admitted in
California*

George Hay
November 10, 2003
Page 2 of 2

Corney Docket No.: EZESP013

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Best regards,
BEYER WEAVER & THOMAS, LLP



Michael L. Louie

MLL/dn
Enclosures

ASSIGNMENT OF PATENT APPLICATION

Whereas I, an undersigned inventor, have invented certain new and useful improvements as set forth in the patent application entitled:

HIGH SOLIDS CLOSED-LOOP PRESSURE WASHER SYSTEM

(Atty. Docket No. EZESP013), (check one)

- ☒ for which I have executed a U.S. patent application on even date herewith. (Accompanying)
☐ which bears U.S. application No. _____. (Not accompanying)
☐ which is a U.S. provisional application. (Accompanying)

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I, an undersigned inventor, hereby:

- 1) Sell, assign and transfer to **EZ Environmental Solutions Corporation**, a California corporation having a place of business at 3345 Edison Way, Menlo Park, California 94025 ("ASSIGNEE"), the entire right, title and interest in any and all improvements and inventions disclosed in, applications based upon, and patents granted upon (including foreign patents and the right to claim priority), the above-referenced application.
- 2) Authorize and request the Commissioner of Patents to issue any and all United States Patents resulting from said application or any division, continuation, substitute, renewal, re-examination or reissue thereof to the ASSIGNEE.
- 3) Agree to execute all papers and documents and, entirely at the ASSIGNEE's expense, perform any acts which are reasonably necessary in connection with the prosecution of said application, as well as any derivative applications thereof, foreign applications based thereon, and/or the enforcement of patents resulting from such applications.
- 4) Agree that the terms, covenants and conditions of this assignment shall inure to the benefit of the ASSIGNEE, its successors, assigns and other legal representatives, and shall be binding upon the inventor, as well as the inventor's heirs, legal representatives and assigns.
- 5) Warrant and represent that I have not entered and will not enter into any assignment, contract, or understanding that conflicts with this assignment.
- 6) Authorize and request my attorney/agent to insert above the application No. in order to assist with recordal of this assignment.

Signed on the date indicated beside my signature.

1) Signature: _____ Date: _____
Typed Name: George H. Hay

DECLARATION AND POWER OF ATTORNEY FOR ORIGINAL U.S. PATENT APPLICATION

Attorney's Docket No. EZESP013

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **HIGH SOLIDS CLOSED-LOOP PRESSURE WASHER SYSTEM** the specification of which,

(check one)

1. ☒ is attached hereto.
2. ☐ was filed on _____ as
U.S. Application No. _____
and was amended on _____.
3. ☐ was filed on _____ as
International PCT Application No. _____
and was amended on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, CFR § 1.56.

Prior Foreign Application(s)

I hereby claim foreign priority benefits under Title 35, United States code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

			Priority Benefits Claimed?
			Yes ___ No ___
_____ (Application No.)	_____ (Country)	_____ (Filing Date)	
_____ (Application No.)	_____ (Country)	_____ (Filing Date)	Yes ___ No ___

Provisional Application(s)

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

<u>60/463,515</u> (Application No.)	<u>April 15, 2003</u> (Filing Date)
_____ (Application No.)	_____ (Filing Date)

Prior U.S. Application(s)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

_____ (Application No.)	_____ (Filing Date)	_____ (Status - patented, pending, abandoned)
_____ (Application No.)	_____ (Filing Date)	_____ (Status - patented, pending, abandoned)

Power of Attorney

And I hereby appoint the law firm of **Beyer Weaver & Thomas, LLP** and all practitioners who are associated with the Customer Number 022434 as my principal attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Direct Correspondence To:

Customer Number: 022434



Direct Telephone Calls To:

Michael L. Louie at telephone number (510) 843-6200

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Typewritten Full Name of

Sole or First Inventor: George H. Hay

Citizenship: United States

Inventor's signature: _____

Date of Signature: _____

Residence: (City) Findlay

(State/Country) Ohio, USA

Post Office Address: 2242 Windsong Drive, Findlay, Ohio 45840

From: MICHAEL L. LOUIE (510)843-6200
BEYER, WEAVER & THOMAS, LLP
2030 ADDISON STREET
SEVENTH FLOOR
BERKELEY, CA, 94704

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Ref: EZESP013

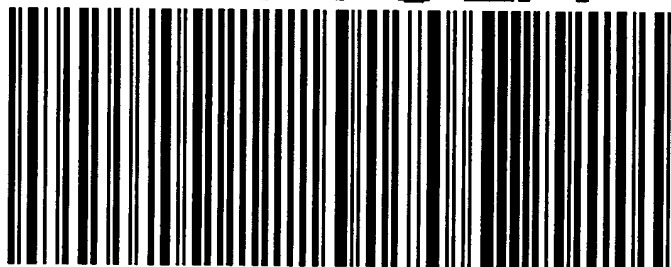


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Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on fedex.com. FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$500, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.

EXHIBIT G

BEYER WEAVER & THOMAS, LLP

INTELLECTUAL PROPERTY LAW

2000 Addison Street, Seventh Floor
Berkeley, CA 94704
Telephone: (510) 843-6200
Facsimile: (510) 843-6203
www.beyerlaw.com

April 12, 2004

Via Federal Express

George Hay
General Manager
FMT, Inc.
2000 Industrial Drive
Findlay, OH 45840

Re: U.S. Patent Application Entitled: **High Solids Closed-Loop Pressure Washer System**
Our File: EZESP013

Dear George:

I again thank you for your comments concerning the above-referenced patent application. As mentioned in my previous letter to you dated November 10, 2003, we have to re-execute the enclosed Declaration and Power of Attorney, since the former signed document pertains to a version that did not include your revisions since your handwritten revisions were not dated and initialed. We do not require re-execution of the assignment of rights to EZ Environmental Solutions Corporation, and have thus not included these documents since the first assignment is valid.

Anyway, I have made several attempts to contact you by mail, email and telephone in regards to the re-execution of these documents. As of late, Mr. Tobia of EZ Environmental Solutions Corporation has also attempted to contact you as well with no response.

Accordingly, I am attempting one last time to have you re-execute the Declaration and Power of Attorney. Thus, after your final read through of the patent application, please sign and date each of the enclosed form by your name. Afterwards, please return the application together with the executed document in the return Federal Express Envelope not later than April 14, 2004, so that we may file them with the U.S. Patent and Trademark Office by April 15, 2004.

Steve D Beyer
Jeffrey K. Weaver
C. Douglass Thomas
James E. Austin
Joseph M. Villeneuve
Jonathan O. Scott
Michael B. Lee
Mary R. Olynick

Michael J. Ferrazano
Elise R. Heilbrunn
Phillip P. Lee
Russell N. Swerdon
Francis T. Kalinski, II
Godfrey K. Kwan
Morgan E. Malino*
Roger S. Sampson
Damon K. Kali
Stephanie L. Kwan
Justin A. White
Jon Y. Ikegami

Of Counsel
Michael L. Louie
Lauren L. Stevens
Keiichi Nishimura
James W. Rose
Henry K. Woodward
Reginald J. Suyat
William J. Egan

Reg. Patent Agents
Ramin Mahboubian
Quin C. Hoellwarth
David P. Olynick
Haruo Yawata
Desmund Gean

Engineers
Karen McSwain

**Not admitted in
California*

Please note that by law this application (as filed) will be published in the U.S. at 18 months from the earliest priority date. If the application will not be filed internationally, you may choose to request nonpublication, but this request **must** be made upon filing the application. You also have options of early publication and republication, but as these issues are complex, please telephone us should you have any questions on any aspect of publication.

Finally, we would again like to remind you of our duty to disclose the most pertinent prior art of which you are aware to the Patent and Trademark Office. If you can think of any pertinent references or patents, or any similar existing technology, please let us know. The duty to disclose prior art continues until the patent actually issues; if you become aware of other prior art in the future, please let us know.

Best regards,
BEYER WEAVER & THOMAS, LLP

A handwritten signature in black ink, appearing to read "Michael L. Louie".

Michael L. Louie

MLL/dn
Enclosures

Cc: Joe Tobia

DECLARATION AND POWER OF ATTORNEY FOR ORIGINAL U.S. PATENT APPLICATION

Attorney's Docket No. EZESP013

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **HIGH SOLIDS CLOSED-LOOP PRESSURE WASHER SYSTEM** the specification of which,

(check one)

1. ☒ is attached hereto.
2. ☐ was filed on _____ as
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and was amended on _____.
3. ☐ was filed on _____ as
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			Priority Benefits Claimed?
			Yes ___ No ___
_____ (Application No.)	_____ (Country)	_____ (Filing Date)	
_____ (Application No.)	_____ (Country)	_____ (Filing Date)	Yes ___ No ___

Provisional Application(s)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

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_____	_____	_____
(Application No.)	(Filing Date)	(Status - patented, pending, abandoned)

_____	_____	_____
(Application No.)	(Filing Date)	(Status - patented, pending, abandoned)

Power of Attorney

And I hereby appoint the law firm of **Beyer Weaver & Thomas, LLP** and all practitioners who are associated with the Customer Number 022434 as my principal attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Direct Correspondence To:

Customer Number: 022434



Direct Telephone Calls To:

Michael L. Louie at telephone number (510) 843-6200

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Typewritten Full Name of

Sole or First Inventor: George H. Hay

Citizenship: United States

Inventor's signature: _____

Date of Signature: _____

Residence: (City) Findlay

(State/Country) Ohio, USA

Post Office Address: 2242 Windsong Drive, Findlay, Ohio 45840

From: Origin ID: (510)843-6200
MICHAEL L. LOUIE
BEYER, WEAVER & THOMAS, LLP
2030 ADDISON STREET
SEVENTH FLOOR
BERKELEY, CA 94704



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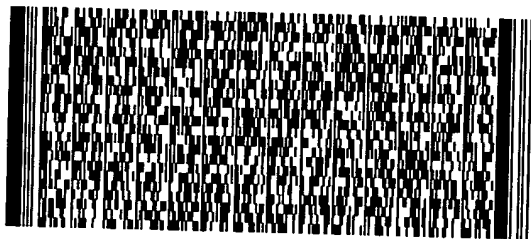
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George Hay
FMT, Inc.
2000 Industrial Drive

Findlay, OH 45840



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EXHIBIT I